

Tony L. Richardson (SBN 126230)  
Kirkland & Ellis LLP  
777 South Figueroa Street  
Los Angeles, California 90017  
Telephone: (213) 680-8400  
Facsimile: (213) 680-8500

Daniel F. Attridge, P.C.  
Edward C. Donovan  
Gregory F. Corbett  
John T. Battaglia  
Justin P.D. Wilcox  
Kirkland & Ellis LLP  
655 Fifteenth Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 879-5000  
Facsimile: (202) 879-5200

Attorneys for Defendant  
B. Braun Medical Inc.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

ICU MEDICAL, INC., ) CASE NO.CV-01-3202-CRB (MEJ)  
Plaintiff, )  
) Honorable Charles R. Breyer  
)  
vs. ) BRAUN'S ADMINISTRATIVE REQUEST  
B. BRAUN MEDICAL INC. ) PURSUANT TO L.R. 7-10 TO HAVE  
Defendant. ) CERTAIN DOCUMENTS FILED UNDER  
 ) SEAL PURSUANT TO L.R. 79-5  
 )

B. Braun Medical Inc. ("Braun") respectfully requests, pursuant to Local Rule 7-10, a Court Order that certain documents filed with Braun's April 1, 2005 motions be filed under seal pursuant to Local Rule 79-5. Specifically, Braun requests that (1) the confidential version of Braun's Motion and Memorandum in Support Thereof for Summary Judgment that Plaintiff ICU Medical, Inc. is Not Entitled to Lost Profit Damages; (2) the confidential version of the Declaration of Kenneth Raines in Support of Braun's Motion for Summary Judgment that Plaintiff ICU Medical, Inc. is Not Entitled to Lost Profit Damages, and Exhibit A thereto; (3) attached excerpts from the 12/9/04 Deposition of Gregory S. Jones, attached as Exhibit Q to the Declaration of John Battaglia in Support of Braun's Motion for Summary Judgment that Plaintiff ICU Medical, Inc. is Not Entitled to Lost Profit Damages, be filed under seal on April 1, 2005; and (4) the confidential version of Braun's Motion and

1 Memorandum for Invalidity of the '204 Patent Claims Based on 35 U.S.C. § 112 ¶ 1. Braun's request is  
2 "narrowly tailored to seal only the particular information that is genuinely privileged or protectable as a  
3 trade secret or otherwise has a compelling need for confidentiality." As set forth in the accompanying  
4 Declaration of John T. Battaglia in Support of Braun's Administrative Request, good cause exists for  
5 sealing the excerpts designated thereof.

6

7 Dated: April 4, 2005

Respectfully submitted,

8 \_\_\_\_\_  
9 /s/  
10 Tony L. Richardson (SBN 126230)  
11 Kirkland & Ellis LLP  
12 777 South Figueroa Street  
13 Los Angeles, California 90017  
14 Telephone: (213) 680-8400  
15 Facsimile: (213) 680-8500

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19 John T. Battaglia  
20 Justin P.D. Wilcox  
21 Kirkland & Ellis LLP  
22 655 15th Street, N.W.  
23 Washington, D.C. 20005  
24 Telephone: (202) 879-5000  
25 Facsimile: (202) 879-5200

26 Attorneys for Defendant  
27 B. Braun Medical Inc.